HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 13323/2020

Ashok Bhai S/o Vallabh Bhai, Aged About 46 Years, R/o 66 Maninagar Society, Near Sirthana Jakat Nagar, Nana Varacha Road, Surat (Gujrat).

----Petitioner

Versus

State Of Rajasthan, Through P.p.

----Respondent

For Petitioner(s) : Mr. Hukum Singh Chouhan.
For Respondent(s) : Mr. Mohd. Javed Gauri, PP

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

01/12/2020

Lawyers are not appearing in the court in view of the unprecedented situation being faced by the country due to pandemic of novel Corona Virus (COVID- 19).

The present application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with F.I.R. No.77/2019, Police Station Raniwada District Jalore.

Heard. Perused the material available on record.

Learned Public Prosecutor has vehemently opposed the bail application.

Having regard to the nature of accusation, the gravity of the offence, material on record in support thereof and taking into consideration the totality of the facts and circumstances of the present case, without expressing any opinion on the merits of the

case, I am not inclined to extend the benefit under Section 438 Cr.P.C. to the petitioner. Accordingly, the application preferred by the petitioner under Section 438 Cr.P.C. is hereby rejected.

However, it is submitted on behalf of the petitioner that petitioner is ready to surrender before the concerned court, which may consider his bail application on the same day.

Taking into consideration the facts and circumstances of the present case, in the interest of justice, it is directed that if the petitioner Ashok Bhai S/o Vallabh Bhai surrenders before the trial Court on or before 11.12.2020 and file's a bail application, the concerned trial Court shall consider his bail application preferably on the same day in accordance with law. However, the petitioner shall not be arrested till then.

(VINIT KUMAR MATHUR),J

33-Anil Singh/-

RAJASTHAN HIGH COURT
सत्यमेव जयते